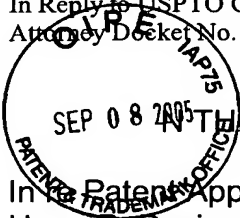


Application No. 10/057,323
Paper Dated: September 8, 2005
In Reply to USPTO Correspondence of August 24, 2005
Attorney Docket No. CV01489K - 4686-045531



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor's Application of:
Harry R. Davis et al.

Examiner: San-Ming R. Hui

Serial No.: 10/057,323

Group Art Unit: 1617

Filed: January 25, 2002

Atty. Docket No.: CV01489K

For: Combinations of Peroxisome
Proliferator-Activated Receptor
(PPAR) Activator(s) and Sterol
Absorption Inhibitor(s) and
Treatments for Vascular
Indications

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Sir:

In response to the Notification of Non-Compliant Amendment dated August 24, 2005, Applicants submit herewith the accompanying revised Amendment. The revised Amendment corrects the informalities set forth in the Notification.

No fee is believed to be due at this time for the filing of the revised Amendment as it is being submitted within the allowed thirty (30) day response time. Nevertheless, the Commissioner for Patents is hereby authorized to charge any additional fees which may be required to Deposit Account No. 23-0650.

Respectfully submitted,
THE WEBB LAW FIRM

I hereby certify that this correspondence is being transmitted herewith via Express Mail addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

09/08/2005
Date

Signature

Chris Craig

Typed Name of Person Signing Certificate

By

Ann M. Cannoni
Registration No. 35,972
700 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219-1818
Telephone: (412) 471-8815
Facsimile: (412) 471-4094
E-mail: webblaw@webblaw.com

Application No. 10/057,323
Date: September 8, 2005
Attorney Docket No. CV01489K



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Harry R. Davis et al.

: Examiner: San-Ming R. Hui

Serial No.: 10/057,323

: Group Art Unit: 1617

Filed: January 25, 2002

: Atty. Docket No.: CV01489K

For: COMBINATIONS OF PEROXISOME
PROLIFERATOR-ACTIVATED
RECEPTOR (PPAR) ACTIVATOR(S)
AND STEROL ABSORPTION
INHIBITOR(S) AND TREATMENTS
FOR VASCULAR INDICATIONS

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

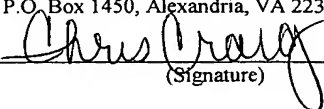
AMENDMENT

Introductory Comments

This is in response to the Office Action mailed on May 11, 2005 and Notice of Non-Compliant Amendment mailed on August 24, 2005 in the above-identified patent application. Applicants are resubmitting the entire Amendment with correction to delete the extra claim 37.

In the previous Amendment, Applicants petitioned the Director of the United States Patent and Trademark Office to extend the time for reply to the Office action dated May 11, 2005 for one (1) month from August 11, 2005 to September 11, 2005 and requested that our deposit account number 23-0650 be charged in the amount of \$120.00 to cover the cost of the extension. In

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


(Signature)

Chris Craig
Typed Name of Personal Mailing Document

09/08/2005
Date

Application No. 10/057,323
Date: September 8, 2005
Attorney Docket No. CV01489K

the event that the deposit account was not charged for the previous amendment, Applicants hereby petition the Director to do so in this Amendment. Any deficiency or overpayment should be charged or credited to the above numbered deposit account.

Claims 1-4, 11-13, 21, 28, 32, 34, 37-40, 42, 43, 47, 48, 83, 84, 86, 100 and 101 are pending in this application. Claims 5-10, 14-20, 22-27, 29, 30, 31, 33, 35, 36, 41, 44-46, 49-82, 85 and 87-99 have been withdrawn by the Examiner as being drawn to a non-elected invention.

The claims have been amended, without prejudice, as shown below.